

UNITED STATES DISTRICT COURT
Eastern District of Washington

NEWMONT USA LIMITED and DAWN
MINING, CO.,

Plaintiffs,
v.

AMERICAN HOME ASSURANCE CO.,
et al,

Defendants.

JUDGMENT IN A CIVIL CASE

CASE NUMBER: CV-09-033-JLQ

- ☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- ☒ **Decision by Court.** This action came to hearing before the Court. The issues have been heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED the parties Stipulated Motion to Dismiss (Ct. Rec. 435) is GRANTED. Pursuant to the stated stipulation of the parties, the claims asserted by Plaintiffs in the First Amended Complaint (Ct. Rec. 241) against Defendant Great American Insurance Company shall be DISMISSED with prejudice and without the award of costs or attorney fees. Defendant Great American Insurance Company remains a party to this litigation as a cross-claimant and/or cross-defendant.

September 17, 2010
Date

JAMES R. LARSEN
Clerk
s/ Cheryl Switzer
(By) Deputy Clerk
Cheryl Switzer